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 5 Attorneys for Lenard E. Schwartzzer

6 UNITED STATES BANKRUPTCY COURT

7 DISTRICT OF NEVADA

8 In re: Case No. BK-S-18-12662-LEB

9 MEDIZONE INTERNATIONAL, INC., Chapter 7

10 Debtor.

11 **NOTICE OF ENTRY OF ORDER
 APPROVING AND CONFIRMING SALE
 OF ESTATE PROPERTY FREE AND
 CLEAR OF ANY INTEREST**

12 NOTICE IS HEREBY GIVEN that an *Order Approving And Confirming Sale Of Estate*
 13 *Property Free And Clear Of Any Interest* [Dkt. #85] was entered on August 10, 2018, a copy of
 14 which is attached hereto.

15 Dated this 13th day of August, 2018.

16 /s/ Jason A. Imes

17 Jason A. Imes, Esq.
 18 Schwartzer & McPherson Law Firm
 19 2850 S. Jones, Blvd., Suite 1
 Las Vegas, NV 89146

20 *Attorneys for Lenard E. Schwartzzer, Ch. 7 Trustee*

CERTIFICATE OF SERVICE

1. I caused to be served the following documents:

- a. Notice Of Entry Of Final Order Approving And Confirming Sale Of Estate Property Free And Clear Of Any Interest.

2. I served the above-named document(s) by the following means to the persons as listed below:

■ a. By ECF System (on 08/13/2018):

JASON A. IMES on behalf of Trustee LENARD E. SCHWARTZER

bkfilings@s-mlaw.com

MERLE C. MEYERS on behalf of Creditor EDWIN G. MARSHALL

mmeyers@meyerslawgroup.com

MERLE C. MEYERS on behalf of Creditor JILL C. MARSHALL

mmeyers@meyerslawgroup.com

COURTNEY MILLER O'MARA on behalf of Creditor EDWIN G. MARSHALL

comara@fclaw.com, mbyrd@fclaw.com

COURTNEY MILLER O'MARA on behalf of Creditor JILL C. MARSHALL

comara@fclaw.com, mbyrd@fclaw.com

LENARD E. SCHWARTZER

trustee@s-mlaw.com, lbenson@s-mlaw.com, ny17@ecfcbis.com, les@trusteesolutions.net

U.S. TRUSTEE - LV - 7

USTPRegion17.LV.ECF@usdoj.gov

MATTHEW C. ZIRZOW on behalf of Debtor MEDIZONE INTERNATIONAL, INC.

mzirzow@lzklegal.com

carey@lzklegal.com;mary@lzklegal.com;trish@lzklegal.com;receipt@lzklegal.com

□ b By United States

□ c By Personal Service

I personally delivered the document(s) to the persons at these addresses:

1 For a party represented by an attorney, delivery was made by handing the
2 document(s) to the attorney or by leaving the document(s) at the attorney's office with a clerk or
3 other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place
4 in the office.

5 For a party, delivery was made by handing the document(s) to the party or by leaving the
6 document(s) at the person's dwelling house or usual place of abode with someone of suitable age
7 and discretion residing there.

8 d. **By direct email (as opposed to through the ECF System)**

9 Based upon the written agreement to accept service by email or a court order, I caused the
10 document(s) to be sent to the persons at the email addresses listed below. I did not receive, within
11 a reasonable time after the transmission, any electronic message or other indication that the
12 transmission was unsuccessful.

13 e. **By fax transmission**

14 Based upon the written agreement of the parties to accept service by fax transmission or a
15 court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was
16 reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

17 f. **By messenger**

18 I served the document(s) by placing them in an envelope or package addressed to the
19 persons at the addresses listed below and providing them to a messenger for service.

20 **I declare under penalty of perjury that the foregoing is true and correct.**

21 Signed on: August 13, 2018

22 Taylor Jorgensen
(Name of Declarant)

/s/ Taylor Jorgensen
(Signature of Declarant)

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5


Honorable Laurel E. Babero
United States Bankruptcy Judge



Entered on Docket
August 10, 2018

6 Jason A. Imes, Esq., NV Bar No. 7030
7 Schwartzer & McPherson Law Firm
8 2850 South Jones Blvd., Suite 1
9 Las Vegas NV 89146-5308
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Facsimile: (702) 892-0122
E-Mail: bkfilings@s-mlaw.com

10 Attorneys for Lenard E. Schwartzter, Trustee

11 UNITED STATES BANKRUPTCY COURT

12 DISTRICT OF NEVADA

13 In re:

14 MEDIZONE INTERNATIONAL, INC.,

15 Debtor.

16 Case No. BK-S-18-12662-LEB

17 Chapter 7

18 **ORDER APPROVING AND CONFIRMING
SALE OF ESTATE PROPERTY
FREE AND CLEAR OF ANY INTEREST**

19 Final Hearing Date: August 7, 2018

Final Hearing Time: 2:30 p.m.

20
21 The Trustee's *Motion For Approval of Bid Procedures and to Approve Sale of Estate*
22 *Property Free and Clear of Any Interest* (the "Motion") [ECF No. 60] having come before this
23 Court for final hearing on the 7th day of August, 2018, as noted in the related order shortening time
24 [ECF No. 65] and the interim order approving bid procedures [ECF No. 81]; Lenard E.
25 Schwartzter, Chapter 7 Trustee (the "Trustee") appearing by and through his counsel, Jason A.
26 Imes., Esq., of the Schwartzter & McPherson Law Firm, and other parties appearing as noted on
27 the record; the Court finding that notice has been given to all creditors and parties in interest as
28 required by law, there being no opposition, the Court having jurisdiction to consider the Motion

1 and requested relief in accordance with 28 U.S.C. §§157 and 1334, and this being a core
2 proceeding pursuant to 28 U.S.C. §157(b); the Court having approved the Bidding Procedures as
3 set forth in the Motion [ECF No. 81], finding that no other parties qualified to bid and no other
4 parties offered competing bids; the Court finding that the proposed sale is fair, reasonable and
5 appropriate, reflects the Trustee's exercise of prudent business judgment consistent with his
6 fiduciary duties, and is designed to maximize the value to be obtained by the bankruptcy estate for
7 the assets; the Court having made its findings of fact and conclusions of law upon the record
8 which are incorporated herein pursuant to Federal Rules of Bankruptcy Procedure 9014(c) and
9 7052, and for good cause appearing,

10 **IT IS HEREBY ORDERED** that the Motion and the Trustee's sale are APPROVED on a
11 final basis; and

12 **IT IS FURTHER ORDERED** that the Sale Agreement (as that term is defined in the
13 Trustee's Motion) is hereby approved pursuant to Sections 363(b) and (f) of the Bankruptcy Code,
14 and the Trustee is hereby authorized to take all necessary steps to complete and close the sale
15 contemplated therein, and to transfer the Assets (as that term is defined in the Sale Agreement) to
16 Edwin G. Marshall and Jill C. Marshall, N.M.D., or their nominees ("Marshalls" or the "Buyer"),
17 free and clear of all liens, encumbrances, interests and claims, in accordance with the terms of the
18 Sale Agreement, for the sum of FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00); and

19 **IT IS FURTHER ORDERED** that the Court finds the sale has been conducted in good
20 faith, and that Marshalls have acted in good faith in purchasing the Assets, for all purposes of 11
21 U.S.C. §363(m); and

22 **IT IS FURTHER ORDERED** that the 14-day stay pursuant to Fed.R.Bankr.P. 6004(h) is
23 waived.

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IT IS SO ORDERED.

Submitted by:

(APPROVED) DISAPPROVED

/s/ Jason A. Imes, Esq.,
Jason A. Imes, Esq.
SCHWARTZER & MCPHERSON LAW FIRM
2850 South Jones Blvd., Suite 1
Las Vegas NV 89146
Attorneys for Lenard E. Schwartzer, Trustee

/s/ Merle C. Meyers, Esq.
Merle C. Meyers, Esq.
MEYERS LAW GROUP, P.C.
44 Montgomery Street, Suite 1010
San Francisco, CA 94104
Attorneys for Edwin Marshall and Jill Marshall

LR 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

- The court waived the requirement of approval under LR 9021(b)(1).
 - No party appeared at the hearing or filed an objection to the motion.
 - I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

MERLE C. MEYERS, ESQ.: APPROVED

- I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objection to the form or content of the order.

/s/ Jason A. Imes., Esq.,

Jason A. Imes, Esq.

SCHWARTZER & MCPHERSON LAW FIRM

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